

REMARKS

Reconsideration of this application as amended is respectfully requested.

Claim 1 was rejected as unpatentable over Lewis et.al. in view of Beeley.

Claim 1 as amended includes the subject matter of Claim 2. Claim 2 was objected to but not rejected. Claim 1 as amended is claim 2 rewritten in independent form. Amended Claim 1 includes a mounting plate assembly 72 that is adapted to be pivotally connected to a tractor loader boom. An inboard frame end of the elongated frame assembly 32 is pivotally attached to the mounting plate assembly 72 for pivotal movement about a generally vertical axis Y between a working position with the outboard frame end at one side of the mounting plate assembly, and a transport position with the outboard frame end forward of the mounting plate assembly. This structure is not shown or suggested by Lewis et.al. and Beeley in combination.

The animal stall soil agitator outboard end, as set forth in amended Claim 1, is able to pass under stall dividers 18 as the stall soil is agitated under the dividers. The dividers 18 are attached to a barn wall and are positioned close to floor to provide a safe environment for a cow in a recumbent position.

The poultry house litter agitator of Lewis et.al. is mounted on a tractor three point linkage. Poultry are supported on a wire mesh floor well above the litter. There is substantial vertical space that permits the wheels 66 to pass under the wire mesh. The tractor hitch permits some side to side movement of the agitator but does not provide a vertical pivot axis for the agitator frame inboard end.

The snow tiller of Beeley is used outside and directly behind a towing tractor. Beeley does not have a vertical pivot axis for the agitator frame inboard end.

In view of the above Claim 1, as amended is in condition for allowance.

Claim 2 has been canceled because Claim 1 as amended includes the subject matter of claim 2.

Claim 3 has been amended to be dependent upon Claim 1 and is allowable together with Claim 1 for reasons set forth above.

Claim 4 has been amended to include "a square in cross-section pipe" and overcome the rejection under 35 U.S.C. § 112. Claim 4 as amended is in condition for allowance together with parent claim 1.

Claim 5 has been amended to include "a square in cross-section pipe" and overcome the rejection under 35 U.S.C. § 112. Claim 5 as amended is in condition for allowance together with claims 1 and 4 for reasons set forth above.

Claims 6, 7, 8 and 9 are dependent upon Claim 1 and are allowable together with Claim 1 for reasons set forth above.

Claim 10 was objected to. Claim 10 has been amended on line 3, to change "transmit" to - -transmits- - and overcome the objection. Claim 10 as amended is allowable together with parent claim 1 for reasons set forth above.

Claim 11 was rejected under 35 U.S.C. § 112. Claim 11 has been amended to include the "square in cross-section pipe" on lines 21 and 22 and overcome the rejection. The word - -and- - has been inserted on line 24 to improve the grammar. Claim 11 as amended is allowable.

Claim 12 is dependent upon Claim 11 and is allowable together with Claim 11 as amended for reasons set forth above.

Claim 13 has been canceled as a non-elected claim in a response to a restriction requirement.

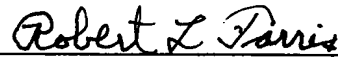
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This application as amended is in condition for allowance. Reconsideration and allowance is respectfully requested.

Respectfully submitted,

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